

CHRISTOPHER COOKE, CA Bar #142342
 STEPHEN S. WU, CA Bar # 205091
 COOKE KOBRICK & WU LLP
 177 Bovet Road, Suite 600
 San Mateo, CA 94402
 Email: ccooke@ckwlaw.com
 swu@ckwlaw.com
 Tel: (650) 638-2370
 Fax: (650) 341-1395
 Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

MEI-FANG LISA ZHANG, BAY AREA
 AFFORDABLE HOUSING, LLC, XUE-
 HUAN GAO, YANG-CHUN ZHANG,
 CAROL JIAN DENG, and HAO LIANG,

Plaintiffs,

vs.

WEI-MAN RAYMOND TSE, RUN PING
 ZHOU a.k.a. FLORA ZHOU, THERESA
 WONG, JAMES YU, BILL SHU WAI MA,
 MOLLY LAU, VICTOR SO, JIAN XIAO,
 CHRIST INVESTMENT SERVICE INC., CIS
 SERVICE, INC., PACIFIC BEST GROUP
 LTD. a.k.a. PACIFIC BEST COMPANY
 LTD., and SOUTH CHINA INVESTMENT
 INC.,

Defendants.

Case No.: C-07-04946 JSW
 (Related to C-05-02641 JSW)

**DECLARATION OF STEPHEN S. WU
 SUPPORTING PLAINTIFFS' REQUEST
 FOR ENTRY OF DEFAULT AGAINST
 DEFENDANTS RUN PING ZHOU a.k.a.
 FLORA ZHOU, BILL SHU WAI MA,
 CHRIST INVESTMENT SERVICE INC.,
 CIS SERVICE, INC., PACIFIC BEST
 GROUP LTD. a.k.a. PACIFIC BEST
 COMPANY LTD., and SOUTH CHINA
 INVESTMENT INC. UNDER FED. R.
 CIV. P. 55(a)**

I, Stephen S. Wu, declare:

1. I am one of the attorneys for Plaintiffs in this action. I make this declaration in support of Plaintiffs' Request for Entry of Default Against Defendants Run Ping Zhou a.k.a. Flora Zhou, Bill Shu Wai Ma, Christ Investment Service Inc., CIS Service, Inc., Pacific Best

1 Group Ltd. a.k.a. Pacific Best Company Ltd., and South China Investment Inc. under Fed. R.
2 Civ. P. 55(a).

3 2. On September 24, 2007, I caused Plaintiffs' Complaint in this case to be filed
4 with this Court. Run Ping Zhou a.k.a. Flora Zhou, Bill Shu Wai Ma, Christ Investment Service
5 Inc., CIS Service, Inc., Pacific Best Group Ltd. a.k.a. Pacific Best Company Ltd., and South
6 China Investment Inc. are all defendants in this case.

7 3. On December 6, 2007, the Complaint, Summons, and other documents required to
8 be served were served on Defendants Run Ping Zhou a.k.a. Flora Zhou and South China
9 Investment Inc. This is shown in the Returns of Service that were e-filed on January 7, 2008
10 (Docket, Documents 34 and 35). I attach hereto as Exhibit A a copy of the Return of Service
11 regarding Run Ping Zhou a.k.a. Flora Zhou. In addition, I attach hereto as Exhibit B a copy of
12 the Return of Service regarding South China Investment Inc.

13 4. On December 2, 2007, the Complaint, Summons, and other documents required to
14 be served were served on Defendants Bill Shu Wai Ma, Christ Investment Service Inc., CIS
15 Service, Inc. This is shown in the Proofs of Service that were e-filed on December 7, 2007
16 (Docket, Documents 27-29). I attach hereto as Exhibit C a copy of the Proof of Service on Mr.
17 Ma. I attach hereto as Exhibit D a copy of the Proof of Service on Christ Investment Service Inc.
18 I attach hereto as Exhibit E a copy of the Proof of Service on CIS Service, Inc.

19 5. On September 27, 2007, the Complaint, Summons, and other documents required
20 to be served were served on Pacific Best Group Ltd. a.k.a. Pacific Best Company Ltd. This is
21 shown in the Return of Service that was e-filed on February 4, 2008 (Docket, Document 45). I
22 attach hereto as Exhibit F a copy of the Return of Service regarding Pacific Best Group Ltd.
23 a.k.a. Pacific Best Company Ltd.

24 6. On February 11, 2008 at 9:18 a.m., I checked the docket of this case through
25 PACER, and it reflects that no Answer or other response to the Complaint has been filed by any
26 of the above defendants. I printed the docket entries and list of appearances from PACER as of
27 9:18 a.m. on February 11, 2008 and attach them hereto as Exhibit G.

EXHIBIT A
Return of Service Regarding Run Ping Zhou a.k.a. Flora Zhou

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: **SUMMONS, COMPLAINT**
EFFECTED (1) BY ME: **OUT OF STATE**
TITLE: **PROCESS SERVER**

DATE: 12/06/2007 12:00AM

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

FLORA ZHOU, INDIVIDUALLY A/K/A RUN PING ZHOU

Place where served:

3567 Kimberly Road CAMERON PARK CA 95682

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

Relationship to defendant:

Description of person accepting service:

SEX: F AGE: 45 HEIGHT: 5'3" WEIGHT: 130 SKIN: ASIAN HAIR: BLK OTHER: _____☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

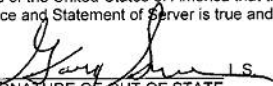
SERVICES \$ _____

TOTAL \$ _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 12/7 / 2007


SIGNATURE OF OUT OF STATE
GUARANTEED SUBPOENA SERVICE, INC.
2009 MORRIS AVENUE
UNION, NJ 07083

ATTORNEY: STEPHEN S. WU, ESQ.
PLAINTIFF: MEI-FANG LISA ZHANG, ET AL
DEFENDANT: WEI-MAN RAYMOND TSE, ET AL
VENUE: NORTHERN DISTRICT OF CALIFORNIA
DOCKET: C 07 04946 WHA

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

RR

EXHIBIT B
Return of Service regarding South China Investment Inc.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: **SUMMONS, COMPLAINT**
EFFECTED (1) BY ME: **OUT OF STATE**
TITLE: **PROCESS SERVER**

DATE:

12/6/07

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

SOUTH CHINA INVESTMENT, INC (SERVED: RUN PING ZHOU ; AGENT FOR SERVICE)

Place where served:

3567 Kimberly Road CAMERON PARK CA 95682

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

Relationship to defendant:

Description of person accepting service:

SEX: F AGE: 45 HEIGHT: 5'3" WEIGHT: 130 SKIN: ASIAN HAIR: BLK OTHER:

☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$

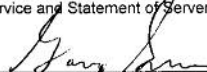
SERVICES \$

TOTAL \$

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 12 / 7 / 20 07


SIGNATURE OF OUT OF STATE
GUARANTEED SUBPOENA SERVICE, INC.
2009 MORRIS AVENUE
UNION, NJ 07083

ATTORNEY: STEPHEN S. WU, ESQ.
PLAINTIFF: MEI-FANG LISA ZHANG, ET AL
DEFENDANT: WEI-MAN RAYMOND TSE, ET AL
VENUE: NORTHERN DISTRICT OF CALIFORNIA
DOCKET: C 07 04946 WHA

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

RR

EXHIBIT C
Proof of Service on Bill Shu Wai Ma

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STEPHEN S. WU (SBN 205091)
COOKE KOBRICK & WU LLP
177 Bovet Road, Suite 600
San Mateo, CA 94402
Telephone: (650) 638-2370
Attorney for: Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Plaintiff : MEI-FANG LISA ZHANG, et al.
Defendant : WEI-MAN RAYMOND TSE, et al.

Ref#: 223671 * **PROOF OF SERVICE** * Case No.: C07-4946 WHA

At the time of service I was at least eighteen years of age and not a party to this action and I served copies of the:

CORRESPONDENCE DATED OCTOBER 8, 2007; SUMMONS IN A CIVIL CASE; CIVIL CASE COVER SHEET; COMPLAINT; ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED; CERTIFICATE OF INTERESTED ENTITIES OR PARTIES; WELCOME TO THE U.S. DISTRICT COURT, SAN FRANCISCO; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; SUPPLEMENTAL ORDER TO ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE IN CIVIL CASES BEFORE JUDGE WILLIAM ALSUP; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; ECF REGISTRATION INFORMATION HANDOUT; PUBLIC NOTICE RE MAGISTRATE JUDGE NANDOR J. VADAS; ORDER TO SHOW CAUSE AS TO WHY STAY SHOULD NOT BE GRANTED; ORDER TO PLAINTIFFS' TO SHOW CAUSE RE COMPLIANCE WITH ORDER DATED NOVEMBER 7, 2007

in the within action by personally delivering true copies thereof to the person named below, as follows:

Party served : BILL SHU WAI MA

By serving : "Jane Doe", refused identity, asian female, 45 years, 5'4", 140 lbs., glasses, black hair

Address : (Home)
1945 Kirkham Street
San Francisco, CA 94122

Date of Service: December 2, 2007

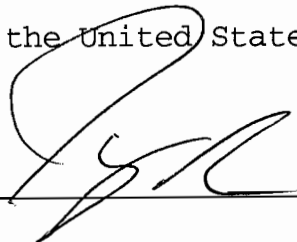
Time of Service: 7:05 PM

Person who served papers:
TYSON C. ADLAO
SPECIALIZED LEGAL SERVICES, INC.
1112 Bryant Street, Suite 200
San Francisco, CA 94103
Telephone: (415) 357-0500

Fee for service: \$250.00
Registered California process server.
(i) Employee or Independent Contractor
(ii) Registration no.: 958
(iii) County: San Francisco

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: December 3, 2007

Signature 

STEPHEN S. WU (SBN 205091)
COOKE KOBRICK & WU LLP
177 Bovet Road, Suite 600
San Mateo, CA 94402
Telephone: (650) 638-2370
Attorney for: Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Plaintiff : MEI-FANG LISA ZHANG, et al.
Defendant : WEI-MAN RAYMOND TSE, et al.

Ref#: 223671 * **DECLARATION OF MAILING** * Case No.: C07-4946 WHA

At the time of service I was at least eighteen years of age and not a party to this action and I served copies of the:

CORRESPONDENCE DATED OCTOBER 8, 2007; SUMMONS IN A CIVIL CASE; CIVIL CASE COVER SHEET; COMPLAINT; ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED; CERTIFICATE OF INTERESTED ENTITIES OR PARTIES; WELCOME TO THE U.S. DISTRICT COURT, SAN FRANCISCO; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; SUPPLEMENTAL ORDER TO ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE IN CIVIL CASES BEFORE JUDGE WILLIAM ALSUP; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; ECF REGISTRATION INFORMATION HANDOUT; PUBLIC NOTICE RE MAGISTRATE JUDGE NANDOR J. VADAS; ORDER TO SHOW CAUSE AS TO WHY STAY SHOULD NOT BE GRANTED; ORDER TO PLAINTIFFS' TO SHOW CAUSE RE COMPLIANCE WITH ORDER DATED NOVEMBER 7, 2007

in the within action by placing true copies thereof in a sealed envelope with first class postage fully prepaid thereon in the United States mail at San Francisco, California, addressed as follows:

BILL SHU WAI MA

(Home)
1945 Kirkham Street
San Francisco, CA 94122

Date of Mailing: December 3, 2007

Person who served papers:

TYSON C. ADLAO
SPECIALIZED LEGAL SERVICES, INC.
1112 Bryant Street, Suite 200
San Francisco, CA 94103
Telephone: (415) 357-0500

Fee for service: \$250.00
Registered California process server.
(i) Employee or Independent Contractor
(ii) Registration no.: 958
(iii) County: San Francisco

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: December 3, 2007

Signature 

STEPHEN S. WU (SBN 205091)
COOKE KOBRICK & WU LLP
177 Bovet Road, Suite 600
San Mateo, CA 94402
Telephone: (650) 638-2370
Attorney for: Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Plaintiff : MEI-FANG LISA ZHANG, et al.

Defendant : WEI-MAN RAYMOND TSE, et al.

Ref#: 223671 * **DECLARATION RE SERVICE** * Case No.: C07-4946 WHA

I am and was on the dates herein mentioned, over the age of eighteen and not a party to the within action. My business address is: 1112 Bryant Street, Suite 200, San Francisco, CA 94103. I received the within process on October 11, 2007 and made the following attempt(s), effort(s), and/or inquirie(s) to serve the within named: BILL SHU WAI MA

Residence address (H) : 1945 Kirkham Street, San Francisco, CA 94122

Business address (B) : UNKNOWN

Alternate address (A) : 1354 Powell Street #331, San Francisco, CA

Below is a list of dates, times and details regarding efforts to effect service.

10/11/2007 @ 7:10 PM (H) No answer at door at time of attempt
10/14/2007 @ 1:35 PM (H) No answer at door at time of attempt
10/16/2007 @ 12:40 PM (A) This is a private mailbox drop. It is closed with no hours posted.
10/19/2007 @ 6:40 PM (H) No answer at door at time of attempt
10/21/2007 @ 7:35 PM (H) No answer at door at time of attempt
10/24/2007 @ 7:50 AM (H) No answer at door at time of attempt
10/29/2007 @ 8:40 PM (H) No answer at door at time of attempt
11/1/2007 @ 9:40 AM (H) No answer at door at time of attempt
11/4/2007 @ 12:30 PM (H) No answer at door at time of attempt
11/8/2007 @ 6:50 PM (H) No answer at door at time of attempt
11/13/2007 @ 9:10 AM (H) No answer at door at time of attempt
11/17/2007 @ 1:10 PM (H) No answer at door at time of attempt
11/25/2007 @ 12:10 PM (H) No answer at door at time of attempt
12/2/2007 @ 7:05 PM (H) Effected substitute service per CCP § 415.20(b). Served "Jane Doe", refused identity, asian female, 45 years, 5'4", 140 lbs., glasses, black hair, brown eyes, member of household.

Declarant:

TYSON C. ADLAO
SPECIALIZED LEGAL SERVICES
1112 Bryant Street, Suite 200
San Francisco, CA 94103
Telephone: (415) 357-0500

Fee for service: \$250.00
Registered California process server.
(i) Employee or Independent Contractor
(ii) Registration no.: 958
(iii) County: San Francisco

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: December 3, 2007

Signature 

EXHIBIT D
Proof of Service on Christ Investment Service Inc.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STEPHEN S. WU (SBN 205091)
COOKE KOBRICK & WU LLP
177 Bovet Road, Suite 600
San Mateo, CA 94402
Telephone: (650) 638-2370
Attorney for: Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Plaintiff : MEI-FANG LISA ZHANG, et al.
Defendant : WEI-MAN RAYMOND TSE, et al.

Ref#: 222689 * **PROOF OF SERVICE** * Case No.: C07-4946 WHA

At the time of service I was at least eighteen years of age and not a party to this action and I served copies of the:

SUMMONS IN A CIVIL CASE; CIVIL CASE COVER SHEET; COMPLAINT; ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED; CERTIFICATE OF INTERESTED ENTITIES OR PARTIES; WELCOME TO THE U.S. DISTRICT COURT, SAN FRANCISCO; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; SUPPLEMENTAL ORDER TO ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE IN CIVIL CASES BEFORE JUDGE WILLIAM ALSUP; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; ECF REGISTRATION INFORMATION HANDOUT; PUBLIC NOTICE RE MAGISTRATE JUDGE NANDOR J. VADAS; CORRESPONDENCE DATED OCTOBER 8, 2007; ORDER TO SHOW CAUSE WHY STAY SHOULD NOT BE GRANTED; ORDER TO PLAINTIFFS' RE COMPLIANCE WITH ORDER DATED NOVEMBER 7, 2007

in the within action by personally delivering true copies thereof to the person named below, as follows:

Party served : CHRIST INVESTMENT SERVICE INC.

By serving : "Jane Doe", refused identity, asian female, 45 years, 5'4", 140 lbs., glasses, black hair

Address : (Home)
1945 Kirkham Street
San Francisco, CA 94122

Date of Service: December 2, 2007

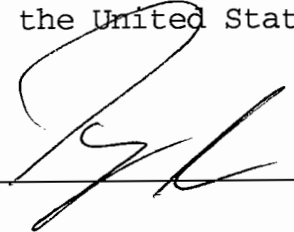
Time of Service: 7:05 PM

Person who served papers:
TYSON C. ADLAO
SPECIALIZED LEGAL SERVICES, INC.
1112 Bryant Street, Suite 200
San Francisco, CA 94103
Telephone: (415) 357-0500

Fee for service: \$20.00
Registered California process server.
(i) Employee or Independent Contractor
(ii) Registration no.: 958
(iii) County: San Francisco

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: December 3, 2007

Signature 

STEPHEN S. WU (SBN 205091)
COOKE KOBRICK & WU LLP
177 Bovet Road, Suite 600
San Mateo, CA 94402
Telephone: (650) 638-2370
Attorney for: Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Plaintiff : MEI-FANG LISA ZHANG, et al.
Defendant : WEI-MAN RAYMOND TSE, et al.

Ref#: 222689 * **DECLARATION OF MAILING** * Case No.: C07-4946 WHA

At the time of service I was at least eighteen years of age and not a party to this action and I served copies of the:

SUMMONS IN A CIVIL CASE; CIVIL CASE COVER SHEET; COMPLAINT; ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED; CERTIFICATE OF INTERESTED ENTITIES OR PARTIES; WELCOME TO THE U.S. DISTRICT COURT, SAN FRANCISCO; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; SUPPLEMENTAL ORDER TO ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE IN CIVIL CASES BEFORE JUDGE WILLIAM ALSUP; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; ECF REGISTRATION INFORMATION HANDOUT; PUBLIC NOTICE RE MAGISTRATE JUDGE NANDOR J. VADAS; CORRESPONDENCE DATED OCTOBER 8, 2007; ORDER TO SHOW CAUSE WHY STAY SHOULD NOT BE GRANTED; ORDER TO PLAINTIFFS' RE COMPLIANCE WITH ORDER DATED NOVEMBER 7, 2007

in the within action by placing true copies thereof in a sealed envelope with first class postage fully prepaid thereon in the United States mail at San Francisco, California, addressed as follows:

CHRIST INVESTMENT SERVICE INC.

(Home)
1945 Kirkham Street
San Francisco, CA 94122

Date of Mailing: December 3, 2007

Person who served papers:

TYSON C. ADLAO
SPECIALIZED LEGAL SERVICES, INC.
1112 Bryant Street, Suite 200
San Francisco, CA 94103
Telephone: (415) 357-0500

Fee for service: \$20.00
Registered California process server.
(i) Employee or Independent Contractor
(ii) Registration no.: 958
(iii) County: San Francisco

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: December 3, 2007

Signature



STEPHEN S. WU (SBN 205091)
COOKE KOBRICK & WU LLP
177 Bovet Road, Suite 600
San Mateo, CA 94402
Telephone: (650) 638-2370
Attorney for: Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Plaintiff : MEI-FANG LISA ZHANG, et al.
Defendant : WEI-MAN RAYMOND TSE, et al.

Ref#: 222689 * **DECLARATION RE SERVICE** * Case No.: C07-4946 WHA

I am and was on the dates herein mentioned, over the age of eighteen and not a party to the within action. My business address is: 1112 Bryant Street, Suite 200, San Francisco, CA 94103. I received the within process on September 25, 2007 and made the following attempt(s), effort(s), and/or inquirie(s) to serve the within named: CHRIST INVESTMENT SERVICE INC.

Residence address (H) : 1945 Kirkham Street, San Francisco, CA 94122

Business address (B) : 555 Montgomery Street, Suite 610, San Francisco, CA

Alternate address (A) : 1354 Powell Street #331, San Francisco, CA

Below is a list of dates, times and details regarding efforts to effect service.

9/25/2007 @ 1:19 PM (B) No one authorized to accept service is here per person sharing office space. Attempt made by Mary Schwab.
9/26/2007 @ 10:01 AM (B) Office closed. Attempt made by Mary Schwab.
10/11/2007 @ 7:10 PM (H) No answer at door at time of attempt
10/14/2007 @ 1:35 PM (H) No answer at door at time of attempt
10/16/2007 @ 12:40 PM (A) This is a private mailbox drop. It is closed with no hours posted.
10/19/2007 @ 6:40 PM (H) No answer at door at time of attempt
10/21/2007 @ 7:35 PM (H) No answer at door at time of attempt
10/24/2007 @ 7:50 AM (H) No answer at door at time of attempt
10/29/2007 @ 8:40 PM (H) No answer at door at time of attempt
11/1/2007 @ 9:40 AM (H) No answer at door at time of attempt
11/4/2007 @ 12:30 PM (H) No answer at door at time of attempt
11/8/2007 @ 6:50 PM (H) No answer at door at time of attempt
11/13/2007 @ 9:10 AM (H) No answer at door at time of attempt
11/17/2007 @ 1:10 PM (H) No answer at door at time of attempt
11/25/2007 @ 12:10 PM (H) No answer at door at time of attempt
12/2/2007 @ 7:05 PM (H) Effected substitute service per CCP § 415.20(b). Served "Jane Doe", refused identity, asian female, 45 years, 5'4", 140 lbs., glasses, black hair, brown eyes, member of household.

Declarant:

TYSON C. ADLAO
SPECIALIZED LEGAL SERVICES
1112 Bryant Street, Suite 200
San Francisco, CA 94103
Telephone: (415) 357-0500

Fee for service: \$20.00
Registered California process server.
(i) Employee or Independent Contractor
(ii) Registration no.: 958
(iii) County: San Francisco

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: December 3, 2007

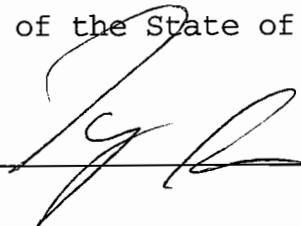
Signature 

EXHIBIT E
Proof of Service on CIS Service, Inc.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STEPHEN S. WU (SBN 205091)
COOKE KOBRICK & WU LLP
177 Bovet Road, Suite 600
San Mateo, CA 94402
Telephone: (650) 638-2370
Attorney for: Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Plaintiff : MEI-FANG LISA ZHANG, et al.
Defendant : WEI-MAN RAYMOND TSE, et al.

Ref#: 222690 * **PROOF OF SERVICE** * Case No.: C07-4946 WHA

At the time of service I was at least eighteen years of age and not a party to this action and I served copies of the:

SUMMONS IN A CIVIL CASE; CIVIL CASE COVER SHEET; COMPLAINT; ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED; CERTIFICATE OF INTERESTED ENTITIES OR PARTIES; WELCOME TO THE U.S. DISTRICT COURT, SAN FRANCISCO; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; SUPPLEMENTAL ORDER TO ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE IN CIVIL CASES BEFORE JUDGE WILLIAM ALSUP; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; ECF REGISTRATION INFORMATION HANDOUT; PUBLIC NOTICE RE MAGISTRATE JUDGE NANDOR J. VADAS; CORRESPONDENCE DATED OCTOBER 8, 2007; ORDER TO SHOW CAUSE AS TO WHY STAY SHOULD NOT BE GRANTED; ORDER TO PLAINTIFFS' TO SHOW CAUSE RE COMPLIANCE WITH ORDER DATED NOVEMBER 7, 2007

in the within action by personally delivering true copies thereof to the person named below, as follows:

Party served : CIS SERVICE, INC.

By serving : "Jane Doe", refused identity, asian female, 45 years, 5'4", 140 lbs., glasses, black hair

Address : (Home)
1945 Kirkham Street
San Francisco, CA 94122

Date of Service: December 2, 2007

Time of Service: 7:05 PM

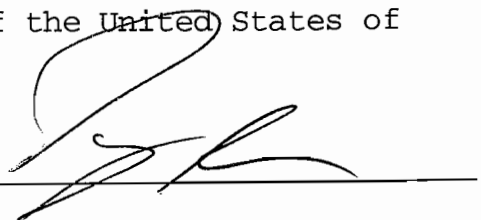
Person who served papers:
TYSON C. ADLAO
SPECIALIZED LEGAL SERVICES, INC.
1112 Bryant Street, Suite 200
San Francisco, CA 94103
Telephone: (415) 357-0500

Fee for service: \$20.00
Registered California process server.
(i) Employee or Independent Contractor
(ii) Registration no.: 958
(iii) County: San Francisco

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: December 3, 2007

Signature



STEPHEN S. WU (SBN 205091)
COOKE KOBRICK & WU LLP
177 Bovet Road, Suite 600
San Mateo, CA 94402
Telephone: (650) 638-2370
Attorney for: Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Plaintiff : MEI-FANG LISA ZHANG, et al.
Defendant : WEI-MAN RAYMOND TSE, et al.

Ref#: 222690 * **DECLARATION OF MAILING** * Case No.: C07-4946 WHA

At the time of service I was at least eighteen years of age and not a party to this action and I served copies of the:

SUMMONS IN A CIVIL CASE; CIVIL CASE COVER SHEET; COMPLAINT; ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASES SHOULD BE RELATED; CERTIFICATE OF INTERESTED ENTITIES OR PARTIES; WELCOME TO THE U.S. DISTRICT COURT, SAN FRANCISCO; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; SUPPLEMENTAL ORDER TO ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE IN CIVIL CASES BEFORE JUDGE WILLIAM ALSUP; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; ECF REGISTRATION INFORMATION HANDOUT; PUBLIC NOTICE RE MAGISTRATE JUDGE NANDOR J. VADAS; CORRESPONDENCE DATED OCTOBER 8, 2007; ORDER TO SHOW CAUSE AS TO WHY STAY SHOULD NOT BE GRANTED; ORDER TO PLAINTIFFS' TO SHOW CAUSE RE COMPLIANCE WITH ORDER DATED NOVEMBER 7, 2007

in the within action by placing true copies thereof in a sealed envelope with first class postage fully prepaid thereon in the United States mail at San Francisco, California, addressed as follows:

CIS SERVICE, INC.

(Home)
1945 Kirkham Street
San Francisco, CA 94122

Date of Mailing: December 2, 2007

Person who served papers:

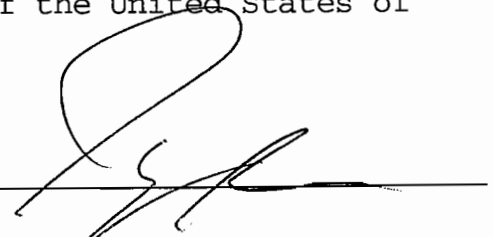
TYSON C. ADLAO
SPECIALIZED LEGAL SERVICES, INC.
1112 Bryant Street, Suite 200
San Francisco, CA 94103
Telephone: (415) 357-0500

Fee for service: \$20.00
Registered California process server.
(i) Employee or Independent Contractor
(ii) Registration no.: 958
(iii) County: San Francisco

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: December 3, 2007

Signature



STEPHEN S. WU (SBN 205091)
COOKE KOBRICK & WU LLP
177 Bovet Road, Suite 600
San Mateo, CA 94402
Telephone: (650) 638-2370
Attorney for: Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Plaintiff : MEI-FANG LISA ZHANG, et al.

Defendant : WEI-MAN RAYMOND TSE, et al.

Ref#: 222690 * **DECLARATION RE SERVICE** * Case No.: C07-4946 WHA

I am and was on the dates herein mentioned, over the age of eighteen and not a party to the within action. My business address is: 1112 Bryant Street, Suite 200, San Francisco, CA 94103. I received the within process on September 25, 2007 and made the following attempt(s), effort(s), and/or inquirie(s) to serve the within named: CIS SERVICE, INC.

Residence address (H) : 1945 Kirkham Street, San Francisco, CA 94122

Business address (B) : 555 Montgomery Street, Suite 610, San Francisco, CA

Alternate address (A) : 1354 Powell Street #331, San Francisco, CA

Below is a list of dates, times and details regarding efforts to effect service.

9/25/2007 @ 1:19 PM (B) No one authorized to accept service is here per person sharing office space. Attempt made by Mary Schwab.
9/26/2007 @ 10:01 AM (B) Office closed. Attempt made by Mary Schwab.
10/11/2007 @ 7:10 PM (H) No answer at door at time of attempt
10/14/2007 @ 1:35 PM (H) No answer at door at time of attempt
10/16/2007 @ 12:40 PM (A) This is a private mailbox drop. It is closed with no hours posted.
10/19/2007 @ 6:40 PM (H) No answer at door at time of attempt
10/21/2007 @ 7:35 PM (H) No answer at door at time of attempt
10/24/2007 @ 7:50 AM (H) No answer at door at time of attempt
10/29/2007 @ 8:40 PM (H) No answer at door at time of attempt
11/1/2007 @ 9:40 AM (H) No answer at door at time of attempt
11/4/2007 @ 12:30 PM (H) No answer at door at time of attempt
11/8/2007 @ 6:50 PM (H) No answer at door at time of attempt
11/13/2007 @ 9:10 AM (H) No answer at door at time of attempt
11/17/2007 @ 1:10 PM (H) No answer at door at time of attempt
11/25/2007 @ 12:10 PM (H) No answer at door at time of attempt
12/2/2007 @ 7:05 PM (H) Effected substitute service per CCP § 415.20(b). Served "Jane Doe", refused identity, asian female, 45 years, 5'4", 140 lbs., glasses, black hair, brown eyes, member of household.

Declarant:

TYSON C. ADLAW
SPECIALIZED LEGAL SERVICES
1112 Bryant Street, Suite 200
San Francisco, CA 94103
Telephone: (415) 357-0500

Fee for service: \$20.00
Registered California process server.
(i) Employee or Independent Contractor
(ii) Registration no.: 958
(iii) County: San Francisco

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: December 3, 2007

Signature

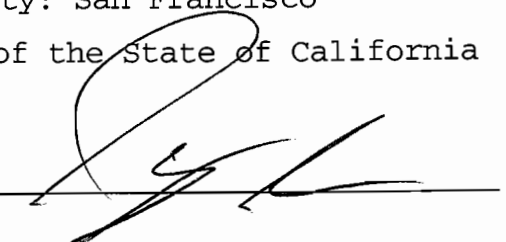


EXHIBIT F
Return of Service Regarding Pacific Best Group Ltd. a.k.a. Pacific Best Company Ltd.

CHRISTOPHER COOKE, CA Bar #142342
STEPHEN S. WU, CA Bar # 205091
COOKE KOBRICK & WU LLP
177 Bovet Road, Suite 600
San Mateo, CA 94402
Email: ccooke@ckwlaw.com
swu@ckwlaw.com
Tel: (650) 638-2370
Fax: (650) 341-1395
Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MEI-FANG LISA ZHANG, BAY AREA
AFFORDABLE HOUSING, LLC, XUE-
HUA GAO, YANG-CHUN ZHANG,
CAROL JIAN DENG, and HAO LIANG,

Plaintiffs,

vs.

WEI-MAN RAYMOND TSE, RUN PING
ZHOU a.k.a. FLORA ZHOU, THERESA
WONG, JAMES YU, BILL SHU WAI MA,
MOLLY LAU, VICTOR SO, JIAN XIAO,
CHRIST INVESTMENT SERVICE INC., CIS
SERVICE, INC., PACIFIC BEST GROUP
LTD. a.k.a. PACIFIC BEST COMPANY
LTD., and SOUTH CHINA INVESTMENT
INC.,

Defendants.

Case No.: C-07-04946 JSW
(Related to C-05-02641 JSW)

RETURN OF SERVICE

I, Stephen S. Wu, declare:

1. I am an attorney in the law firm of Cooke Kobrick & Wu LLP, 177 Bovet Road, Suite 600, San Mateo, CA 94402 and counsel for Plaintiffs in this case.

2. On September 27, 2007, Mr. Glen Alberigi served personally upon Defendant Pacific Best Group Ltd, also known as Pacific Best Company Ltd. ("Pacific Best"), the following

documents at 555 Montgomery Street, San Francisco, CA 94111 by handing a copy of them to its managing agent, Wei-Man Raymond Tse:

1. SUMMONS IN A CIVIL CASE
2. COMPLAINT AND REQUEST FOR JURY TRIAL
3. ORDER SETTING CASE MANAGEMENT CONFERENCE
4. SUPPLEMENTAL ORDER TO ORDER SETTING CASE MANAGEMENT
5. CONFERENCE IN CIVIL CASE BEFORE JUDGE WILLIAM ALSUP
6. CIVIL COVER SHEET
6. NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION
7. U.S. DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA ECF
8. REGISTRATION INFORMATION HANDOUT
8. CERTIFICATE OF INTERESTED ENTITIES OR PERSONS
9. ADMINISTRATIVE MOTION TO CONSIDER WHETHER CASE SHOULD BE RELATED
10. WELCOME TO THE DISTRICT COURT, SAN FRANCISCO

3. A true and correct copy of Mr. Alberigi's Declaration of Personal Service ("Alberigi Declaration") is attached hereto as Exhibit A. In the Alberigi Declaration, Mr. Alberigi states that on September 27, 2007, he personally served Mr. Tse with the documents described above in Paragraph 2.

4. In the action related to this case ("CFTC Action"), *United States Commodities Futures Trading Commission, et al. v. National Investment Consultants, Inc.*, No. C 05-02641 JSW, the Commodities Futures Trading Commission and Commissioner of Corporations of the State of California brought suit against, among other defendants, Mr. Tse and Pacific Best, based on some of the same conduct alleged in this case. In the CFTC Action, Pacific Best moved the Court to dismiss based on insufficient service of process of the summons and complaint. The Court rejected Pacific Best's motion, holding that handing a copy of the summons and complaint to Raymond Tse was sufficient to constitute service on Pacific Best. (Order Denying Motion to Dismiss for Insufficient Service of Summons and Complaint at 3-6. [hereinafter, "Order"].) A true and correct copy of Court's Order, dated October 31, 2005, is attached hereto as Exhibit B.

5. The Court determined that handing a copy of the summons and complaint to Mr. Tse was sufficient to constitute service on Pacific Best, because Mr. Tse "possesses sufficient character and rank within Pacific Best's infrastructure as to be an adequate employee to receive service of process on behalf of his employer." (Order at 4-5.) Moreover, the Court stated that

1 “Tse’s position and duties demonstrate that he is sufficiently integrated in Pacific Best’s
2 organization to know what to do with the summons and complaint.” (*Id.* at 5-6.) Thus, the Court
3 held that service of process, through Mr. Tse, on Pacific Best was proper under both the
4 California Code of Civil Procedure and Fed. R. Civ. P. 4. (*Id.* at 3-6.)

5 6. The Court issued its Order on October 31, 2005. Since that time, Mr. Tse has
6 continued to have sufficient character and rank within Pacific Best so as to be an adequate
7 employee to receive service of process on behalf of Pacific Best. A true and correct copy of the
8 Declaration of Mei-Fang Lisa Zhang Supporting Return of Service On Pacific Best Group Ltd. is
9 attached hereto as Exhibit C. In her declaration, Ms. Zhang, who formerly worked for Mr. Tse’s
10 companies, states that Mr. Tse has been, and remains today, the business manager of Pacific Best
11 and related companies since she began working for these companies in mid-2003.

12 7. Given that Mr. Alberigi handed a copy of the Summons, Complaint, and other
13 documents set forth in Paragraph 2 on Mr. Tse, who is the business manager of Pacific Best, Mr.
14 Alberigi’s service constitutes personal service of the Summons, Complaint, and other documents
15 on Pacific Best.

16 I declare under penalty of perjury under the laws of the United States and of the State of
17 California that the foregoing is true and correct.

18 Dated: February 4, 2008

19 /s/

20 _____
21 STEPHEN S. WU
22
23
24
25
26
27
28

EXHIBIT A
Declaration of Personal Service
Of Glen Alberigi

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DECLARATION OF PERSONAL SERVICE

IN THE MATTER OF:

MEI-FANG LISA ZHANG, BAY AREA AFFORDABLE HOUSING, LLC, XUE-HUAN GAO, YANG-CHUN ZHANG, CAROL JIAN DENG, AND HAO LIANG,

V.

WEI-MAN RAYMOND TSE, RUN PING ZHOU a.k.a. FLORA ZHOU, THERESA WONG, JAMES YU, BILL SHU WAI MA, MOLLY LAU, VICTOR SO, JIAN XIAO, CHRIST INVESTMENT SERVICE INC., CIS SERVICE, INC., PACIFIC BEST GROUP LTD. a.k.a. PACIFIC BEST COMPANY LTD., AND SOUTH CHINA INVESTMENT INC.

CASE NUMBER C 07 4946

PERSONAL SERVICE ON RAYMOND TSE

On September 27, 2007, at 10:35 a.m. I served Raymond Tse in the lobby of his office at 555 Montgomery Street, San Francisco, CA 94111. Mr. Tse was identified by a photo and by the security guard (Mike Ledbetter) of the building.

Raymond Tse walked into the main lobby at 555 Montgomery Street, San Francisco. I identified him from a picture and the security guard at the building as being Raymond Tse. As Mr. Tse walked toward the elevators, I called his name and he turned around and said, "Yes." I handed him the court papers and advised him that he was served. Mr. Tse wouldn't take the papers. I put the papers under his right arm, and again told him that he was served. I turned around and walked away.

The service was witnessed by the security guard (Mike Ledbetter). The service was also videotaped by the building security cameras.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: September 27, 2007, at: 10:35 a.m. San Francisco, California.

Signature


Glen Alberigi

I am a California Registered Process Server.
Glen Alberigi Registration number #144
530 Alameda del Prado, Suite #302
Novato, CA 94949
(415) 382-9100

AD 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE

DATE

9/27/07

Service of the Summons and Complaint was made by me ¹

Name of SERVER

Glen Alberigi

TITLE

Process Server.

Check one box below to indicate appropriate method of service



Served Personally upon the Defendant. Place where served:

- 1) Summons IN A CIVIL CASE
- 2) Complaint and request for Jury Trial
- 3) Order Setting Case Management Conference
- 4) Supplement Order to Order Setting Case Management Conference in Civil Case before Judge William Ahlup
- 5) Civil Cover Sheet
- 6) Notice of Availability of Magistrate Judge To Exercise Jurisdiction
- 7) U.S. District Court Northern District of California ECF Registration Information Handout
- 8) Certificate of Interested Entities or Persons
- 9) Administrative Motion To Consider Whether Case Should be related
- 10) Welcome to the District Court, San Francisco

Place where Served:

- 555 Montgomery Street San Francisco, CA 94111.

Service was made in the main lobby of The building.

STATEMENT OF SERVICE FEES

TRAVEL

SERVICES

TOTAL

\$ 575.00

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

Sept. 27, 2007
Date

Signature of Server

Glen Alberigi

Address of Server

Glen Alberigi #144
Registered Process Server
550 Alameda del Prado #302
Novato, CA 94949 Marin County
(415) 382-9100

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure

EXHIBIT B
Order Denying Motion to Dismiss for Insufficient Service
Of Summons and Complaint in CFTC Action

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES COMMODITIES
FUTURES TRADING COMMISSION, et al.

Plaintiffs,

v.

NATIONAL INVESTMENT
CONSULTANTS, INC., et al.

Defendants.

No. C 05-02641 JSW

**ORDER DENYING MOTION TO
DISMISS FOR INSUFFICIENT
SERVICE OF SUMMONS AND
COMPLAINT**

Now before the Court is a motion to dismiss brought by Defendant Pacific Best Group, Ltd. ("Pacific Best") for insufficient service of process of the summons and complaint. Having carefully reviewed the parties' papers and considered the relevant legal authority, the Court DENIES Pacific Best's motion. This Court finds this action suitable for determination without oral argument as permitted under the local rules. N.D. Cal. Civ. L. R. 7-1(b).

BACKGROUND

Plaintiffs, the United States Commodity Futures Trading Commission (the "Commission") and the Commissioner of Corporations of the State of California ("State of California") (collectively "Plaintiffs"), allege that Defendants National China Investment Consultants, Inc. ("NICI"), Pacific Best, and other individual Defendants were involved in fraudulent trading in foreign currency futures contracts. Plaintiffs attempted to serve all named Defendants on June 30, 2005 at NICI's offices in San Francisco, California. (Koel Decl. ¶ 2.)¹

¹ Attached as an Exhibit to Plaintiffs' Opposition Brief.

On the morning of June 30, 2005, Plaintiffs arrived at NICI's offices in San Francisco to serve Defendants in the action. (Koel Decl. ¶ 4.) U.S. Deputy Marshal Cheryl Koel was present along with Peter Mock, a senior examiner with the California Department of Corporations. (Koel Decl. ¶ 4.) Prior to serving the Defendants, U.S. Marshal Koel asked to speak to the person in charge. (Koel Decl. ¶ 4.) Raymond Tse ("Tse"), a Pacific Best business manager who works as a consultant out of NICI's office identified himself as being in charge.² (Koel Decl. ¶ 4.) According to U.S. Marshal Koel, Tse accepted service of process for himself as an individual Defendant, along with service on Pacific Best's behalf. (Koel Decl. ¶¶ 6, 8.) When U.S. Marshal Koel effectuated service on Pacific Best, through Tse, she states that she handed Tse a copy of the summons, complaint, and other related documents to Pacific Best's service. (Koel Decl. ¶ 8.)

ANALYSIS

A. Motion to Dismiss for Insufficient Service of Process.

1. Applicable Legal Standard.

Federal courts cannot exercise personal jurisdiction over a defendant without proper service of process. *Omni Capital Int'l, Ltd. v. Wolff & Co.*, 484 U.S. 97, 104 (1987). Insufficient service of process can result in dismissal under Federal Rule of Civil Procedure 12(b)(5). To determine whether service of process was proper, courts look to the requirements of Federal Rule of Civil Procedure 4 ("Rule 4"). Plaintiff has the burden of establishing validity of service of process if service is contested; however return of service of process filed by the U.S. Marshal stating service has been made, constitutes prima facie evidence of the facts stated therein. *Lavino et al. v. Jamison*, 230 F.2d 909, 911-12 (9th Cir. 1956).

2. Service of Process Requirements for Foreign Corporations.

Rule 4 provides that foreign corporations can be served in two ways, either (1) by delivering a copy of the summons and complaint to an "officer, a managing or general agent, or to any other agent authorized by appointment or by law to receive service of process," or (2) in

² Pacific Best is a registered corporation in Tortola, British Virgin Islands. Pacific Best asserts its main office is located in Macao, China, along with the majority of its customers. (Oct. 14, 2005 Chi Decl. ¶ 2; Defendant's Motion to Dismiss at 2.)

accordance with the law of the state in which the district court is located, in this case California. Fed. R. Civ. P. 4(h). Rule 4 is meant to be construed liberally and in such a way to uphold service as proper so long as a party receives sufficient notice of the complaint. *United Food and Commercial Workers Union Locals 197 et al. v. Alpha Beta Co.*, 736 F.2d 1371, 1382 (9th Cir. 1984).

a. Service of process on Pacific Best was proper under the California Rules of Civil Procedure.

Pacific Best contends that Tse was not an appropriate employee to receive service of process on the company's behalf under the California Rules of Civil Procedure and, thus, service of process was insufficient under California law. California law provides that a corporation may be served "by delivering a copy of the summons and of the complaint (a) [t]o the person designated as agent for service of process [or] . . . (b) [t]o the president or the other head of corporation, a vice president, a secretary or assistant secretary, a treasurer or assistant treasurer, a general manager, or a person authorized by the corporation to receive service of process" Cal. Civ. Proc. Code § 416.10. The California Legislature has not specifically defined the term "general manager" as used within § 416.10. California courts, however, have held that a "general manager" includes an agent of the corporation who "is of sufficient character and rank to make it reasonably certain that the defendant will be apprised of the service made." *Eclipse Fuel Engineering Co. v. Superior Court*, 307 P.2d 739, 745 (Cal. 1957); *cf. Gibble v. Car-Lene*, 67 Cal. App. 4th 295, 313 (1998) (finding service of process sufficient on a manager who had authority to interview, hire and fire employees, to authorize payment of employee wages, and to conduct core business on the corporation's behalf without oversight from other managers or officers). To determine whether an employee is a "general manager" for purposes of § 416.10 will "depend on the particular facts involved." *Eclipse*, 307 P.2d at 745.

The facts in the record show Tse was in San Francisco conducting core business for Pacific Best and that he was of sufficient rank and character to be a proper employee to receive service of process for Pacific Best. Tse is a business manager, by title, for Pacific Best. (Aug.

25, 2005 Tse Decl. ¶ 2.)³ While Pacific Best’s main office is located in Macao, China, Tse works autonomously out of NICI’s office in San Francisco as a consultant. (*Id.*; Aug. 25, 2005 Chi Decl. ¶ 3; Defendant’s Motion to Dismiss at 2.) Pacific Best and NICI do not have a parent/subsidiary relationship with one another; however the companies work closely together due to their contractual business relationship. (Aug. 25, 2005 Chi Decl. ¶ 3; *see* Aug. 25, 2005 Chi Decl., Ex. A.) The two companies executed a service agreement on June 1, 2004 in which NICI acts as a “service agent for [Pacific Best] in introducing clients to trade directly with [Pacific Best].” (Aug. 25, 2005 Chi Decl., Ex. A.) Additionally, on NICI’s website, the corporation name reads, “National Investment Consultants, Inc. of Pacific Best Ltd.,” and further states NICI is a “communication link” to Pacific Best. (Plaintiffs’ Mem. In Supp. of Motion for Ex Parte Stat. Rest. Order, Ex. 1.) Tse’s responsibilities in his consultant capacity include interviewing potential employees. (*see* Schueftan Decl., Ex. A.) Once hired, those employees are then asked to invest their own personal funds to begin their career in trading what Plaintiffs allege are foreign currency futures contracts. (*see e.g.*, Aug. 19, 2005 Chen Decl. ¶ 4; Aug. 19, 2005 Duan Decl. ¶ 5; Aug. 19, 2005 Zhu Decl. ¶¶ 4,7.) This work is all done for the benefit of Pacific Best.

Further, Tse has the authority and access to wire funds from NICI and South China Investments, Inc. bank accounts to those accounts of his employer, Pacific Best. (Aug. 19, 2005 Mock Decl. ¶ 4(a).) The record also indicates that Tse is the only Pacific Best employee working out of NICI’s office thereby demonstrating Tse’s autonomy as a Pacific Best employee. (Aug. 25, 2005 Chi Decl.; Aug. 25, 2005 Tse Decl.) Additionally, at the time service was made on June 30, 2005, Tse claimed to be the person in charge, again demonstrating his level of autonomy and authority as a Pacific Best employee operating out of NICI. (Koel Decl. ¶ 4.)

Accordingly, based on the facts laid out above, the Court finds that Tse is an employee conducting core business for Pacific Best in California and possesses sufficient character and rank within Pacific Best’s infrastructure as to be an adequate employee to receive service of

³ Because this is not a Rule 12(b)(6) motion, the Court has considered facts proffered by Pacific Best and Tse in conjunction with the motion for a preliminary injunction, which are a matter of record in this proceeding.

process on behalf of his employer. Therefore, this Court concludes that by serving Tse, Pacific Best was properly served under California law.

b. Service of process on Pacific Best was proper under Rule 4.

Pacific Best also contends that Tse was not an appropriate employee to receive service of process on the company's behalf under Rule 4 and, thus, service of process was insufficient. While Rule 4(h)(1) provides a list of those corporate employees who can be properly served, service of process is not "solely limited to [those] officially designated officers, managing agents, or agents appointed by law for the receipt of process." *Direct Mail Specialists v. Eclat Computerized Technologies, Inc.*, 840 F.2d 685, 688 (9th Cir. 1988). Proper service under Rule 4 can also be made "upon a representative [who is] so integrated with the organization that he will know what to do with the papers." *Id.* at 688. Again the determination of whether an individual holds sufficient authority or is "so integrated" in an organization is largely factual. *Id.* In *Direct Mail*, for example, the plaintiff served a receptionist, the only employee present when the process server arrived. *Id.* at 687. The process server asked the receptionist who present was authorized to accept service on behalf of the company and was told that no one was available. *Id.* The process server then served the receptionist with instructions to give the documents to her superiors. *Id.* The court presumed that because the receptionist was the only available individual in the office and the size of the company was small, the receptionist had more than a minimal role in the company and therefore was a proper employee to serve. *Id.*

Pacific Best claims that Tse has no responsibility for its day-to-day operations and therefore is not sufficiently integrated in the organization as to be a proper employee to receive service of process. However, Pacific Best does not deny that it does do business in California, and that business is seeking investors for trading in what Plaintiffs allege are foreign currency futures contracts. Pacific Best sent Tse to NICI's office and permitted him to work with a high degree of autonomy for the organization's benefit. Indeed, Tse appears to have had more authority within Pacific Best's organization than the receptionist in *Direct Mail*.

In light of the facts discussed above, this Court concludes that Tse's position and duties demonstrate that he is sufficiently integrated in Pacific Best's organization to know what to do

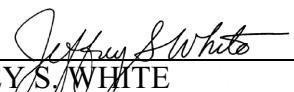
1 with the summons and complaint. Therefore under the analysis set forth in *Direct Mail*, by
2 serving Tse, Pacific Best was properly served under Rule 4(h)(1).

3 **CONCLUSION**

4 For the foregoing reasons, the Court DENIES Defendant's motion to dismiss for
5 insufficient service of process. The case management conference set for November 4, 2005 at
6 9:00 a.m. is moved to November 4, 2005 at 1:30 p.m.

7 **IT IS SO ORDERED.**

8
9 Dated: October 31, 2005

10 
11 _____
12 JEFFREY S. WHITE
13 UNITED STATES DISTRICT JUDGE
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

United States District Court

For the Northern District of California

EXHIBIT C
Declaration of Mei-Fang Lisa Zhang

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CHRISTOPHER COOKE, CA Bar #142342
STEPHEN S. WU, CA Bar # 205091
COOKE KOBRICK & WU LLP
177 Bovet Road, Suite 600
San Mateo, CA 94402
Email: ccooke@ckwlaw.com
swu@ckwlaw.com
Tel: (650) 638-2370
Fax: (650) 341-1395
Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MEI-FANG LISA ZHANG, BAY AREA
AFFORDABLE HOUSING, LLC, XUE-
HUAN GAO, YANG-CHUN ZHANG,
CAROL JIAN DENG, and HAO LIANG,

Plaintiffs,

vs.

WEI-MAN RAYMOND TSE, RUN PING
ZHOU a.k.a. FLORA ZHOU, THERESA
WONG, JAMES YU, BILL SHU WAI MA,
MOLLY LAU, VICTOR SO, JIAN XIAO,
CHRIST INVESTMENT SERVICE INC., CIS
SERVICE, INC., PACIFIC BEST GROUP
LTD. a.k.a. PACIFIC BEST COMPANY
LTD., and SOUTH CHINA INVESTMENT
INC.,

Defendants.

Case No.: C-07-04946 JSW
(Related to C-05-02641 JSW)

**DECLARATION OF MEI-FANG LISA
ZHANG SUPPORTING RETURN OF
SERVICE ON PACIFIC BEST GROUP
LTD.**

I, Mei-Fang Lisa Zhang, declare:

1. I am one of the plaintiffs in this case.

2. In mid-2003, I responded to an employment advertisements placed by Defendants
in the Sing Tao Daily newspaper for a clerk job. I was hired to work for National Investment

1 Consultants, Inc. ("NICI"), Pacific Best Group Ltd, also known as Pacific Best Company Ltd.
2 ("Pacific Best"), and South China Investment Inc. ("South China"). Upon being hired, I received
3 training from my employers on how to place foreign currency futures trades and was told that I
4 would be an account executive selling such futures.

5 3. Mr. Wei-Man Raymond Tse was in charge of my training and I observed that he
6 was in charge of the foreign currency futures trading operations at my workplace. It appeared to
7 me that NICI, Pacific Best, and South China, and later Chris Investment Service Inc. and CIS
8 Service, Inc., appeared to be run as a single operation under the direction and management of
9 Mr. Tse.

10 4. I worked as an account executive for NICI, Pacific Best, and South China from
11 the time of my hiring in mid-2003 until February 2007, at which time I began to suspect that
12 Defendants' businesses were not legitimate, and I resigned my position.

13 5. At all times during my employment with NICI, Pacific Best, and South China,
14 Mr. Tse was the manager in charge of all foreign currency futures trading operations, all
15 administration of the businesses, and all personnel working for the trading business.

16 6. Since February 2007, I have spoken with current and past employees of Pacific
17 Best and the other businesses under control of Mr. Tse. At no time has anyone mentioned to me
18 any change in control of the trading operations or that Mr. Tse has resigned his position.

19 7. Therefore, I believe that from and after the time my employment with Pacific Best
20 began, Mr. Tse has been the general manager of Pacific Best and the other corporate Defendants
21 in this case, and continues to act in that capacity at this time.

22 I declare under penalty of perjury under the laws of the United States and of the State of
23 California that the foregoing is true and correct.

24 Dated: January ^{18th}, 2008.

25
26 

27 MEI-FANG LISA ZHANG
28

EXHIBIT G
Docket Sheet

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:07-cv-04946-JSW**

Zhang et al v. Tse et al
Assigned to: Hon. Jeffrey S. White
Demand: \$300,000
Relate Case Case: 3:05-cv-02641-JSW
Cause: 18:1961 Racketeering (RICO) Act

Date Filed: 09/24/2007
Jury Demand: Plaintiff
Nature of Suit: 470 Racketeer/Corrupt
Organization
Jurisdiction: Federal Question

Plaintiff

Mei-Fang Lisa Zhang

represented by **Christopher Charles Cooke**
Cooke Kobrick & Wu LLP
177 Bovet Road
Suite 600
San Mateo, CA 94402
650-638-2370
Fax: 650-341-1395
Email: ccooke@ckwlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen S. Wu
Cooke Kobrick & Wu LLP
177 Bovet Rd., Suite 600
San Mateo, CA 94402
650-638-2370
Fax: 650-341-1395
Email: swu@ckwlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Bay Area Affordable Housing, LLC

represented by **Christopher Charles Cooke**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen S. Wu
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Xue-Huan Gao

represented by **Christopher Charles Cooke**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen S. Wu
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Yang-Chun Zhang

represented by **Christopher Charles Cooke**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen S. Wu
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Carol Jian Deng

represented by **Christopher Charles Cooke**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen S. Wu
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Hao Liang

represented by **Christopher Charles Cooke**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen S. Wu
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Wei-Man Raymond Tse

Defendant

Run Ping Zhou
also known as
Flora Zhou

represented by **Run Ping Zhou**
South China Investment Inc.
3567 Kimberly Road
Cameron Park, CA 95682
415-518-5690
PRO SE

Defendant

Theresa Wong

Defendant

James Yu

Defendant

Bill Shu Wai Ma

Defendant

Molly Lau

represented by **Molly Lau**
Department of the Army
A FSC, 70th BSB
UNIT #15096
Camp Casey APO AP 96224
South Korea
+011-82-10-8690-3993
PRO SE

Defendant**Victor So****Defendant****Jian Xiao****Defendant****Christ Investment Service Inc.****Defendant****CIS Service, Inc.****Defendant****Pacific Best Group Ltd.***also known as***Pacific Best Company Ltd.****Defendant****South China Investments, Inc.**

Date Filed	#	Docket Text
09/24/2007	<u>1</u>	COMPLAINT and DEMAND FOR JURY TRIAL against Wei-Man Raymond Tse, Run Ping Zhou, Theresa Wong, James Yu, Bill Shu Wai Ma, Molly Lau, Victor So, Jian Xiao, Christ Investment Service Inc., CIS Service, Inc., Pacific Best Group Ltd., South China Investments, Inc. (Filing fee \$ 350, receipt number 34611010780.). Filed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. (sis, COURT STAFF) (Filed on 9/24/2007) Additional attachment(s) added on 10/1/2007 (sis, COURT STAFF). (Entered: 09/26/2007)
09/24/2007		Summons Issued as to Wei-Man Raymond Tse, Run Ping Zhou, Theresa Wong, James Yu, Bill Shu Wai Ma, Molly Lau, Victor So, Jian Xiao, Christ Investment Service Inc., CIS Service, Inc., Pacific Best Group Ltd., South China Investments, Inc.. (sis, COURT STAFF) (Filed on 9/24/2007) (Entered: 09/26/2007)
09/24/2007	<u>2</u>	Certificate of Interested Entities or Persons by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao (sis, COURT STAFF) (Filed on 9/24/2007) Additional attachment(s) added on 10/1/2007 (sis, COURT STAFF). (Entered: 09/26/2007)
09/24/2007	<u>3</u>	ADR SCHEDULING ORDER: Case Management Statement due by 12/27/2007. Case Management Conference set for 1/3/2008 11:00 AM. (sis, COURT STAFF) (Filed on 9/24/2007) (Entered: 09/26/2007)
09/24/2007	<u>4</u>	SUPPLEMENTAL ORDER TO ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE re <u>3</u> ADR Scheduling Order (Attachments: # <u>1</u> Standing Order)(sis, COURT STAFF) (Filed on 9/24/2007) (Entered: 09/26/2007)
09/24/2007	<u>5</u>	MOTION to Relate Case. Case 05-2641 JSW, filed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. (sis, COURT STAFF) (Filed on 9/24/2007) Additional attachment(s) added on 10/1/2007 (sis, COURT STAFF). (Entered: 09/26/2007)
09/24/2007		CASE DESIGNATED for Electronic Filing. (sis, COURT STAFF) (Filed on 9/24/2007) (Entered: 09/26/2007)
10/01/2007	<u>6</u>	SUMMONS Returned Executed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan

		Gao. Wei-Man Raymond Tse served on 9/27/2007, answer due 10/17/2007. (Cooke, Christopher) (Filed on 10/1/2007) (Entered: 10/01/2007)
10/02/2007	<u>7</u>	CERTIFICATE OF SERVICE by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao re <u>6</u> Summons Returned Executed <i>Declaration of Christopher Cooke regarding Service on Wei-Man "Raymond" Tse</i> (Cooke, Christopher) (Filed on 10/2/2007) (Entered: 10/02/2007)
10/04/2007	<u>8</u>	SUMMONS Returned Executed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. Jian Xiao served on 10/1/2007, answer due 10/22/2007. (<i>Proof of Service by Registered Process Server</i>) (Cooke, Christopher) (Filed on 10/4/2007) (Entered: 10/04/2007)
10/10/2007	<u>9</u>	ORDER by Judge Jeffrey S. White granting <u>5</u> Motion to Relate Case (jjo, COURT STAFF) (Filed on 10/10/2007) (Entered: 10/10/2007)
10/10/2007		Case Reassigned to Judge Jeffrey S. White. Judge William H. Alsup no longer assigned to the case. (as, COURT STAFF) (Filed on 10/10/2007) (Entered: 10/10/2007)
10/10/2007	<u>10</u>	INITIAL SCHEDULING CONFERENCE ORDER: Case Management Conference set for 1/11/2008 01:30 PM. Case Management Statement due by 1/4/2008.. Signed by Judge Jeffrey S. White on 10/10/07. (jjo, COURT STAFF) (Filed on 10/10/2007) (Entered: 10/10/2007)
10/12/2007	<u>11</u>	SUMMONS Returned Executed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. Victor So served on 10/5/2007, answer due 10/25/2007. (<i>Proof of Personal Service by Process Server</i>) (Cooke, Christopher) (Filed on 10/12/2007) (Entered: 10/12/2007)
10/22/2007	<u>12</u>	SUMMONS Returned Executed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. Molly Lau served on 10/9/2007, answer due 10/29/2007. (<i>Proof of Service</i>) (Cooke, Christopher) (Filed on 10/22/2007) (Entered: 10/22/2007)
10/22/2007	<u>13</u>	CERTIFICATE OF SERVICE by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao re <u>12</u> Summons Returned Executed, <i>Declaration re Diligence by Raymond A. Duke</i> (Cooke, Christopher) (Filed on 10/22/2007) (Entered: 10/22/2007)
10/22/2007	<u>14</u>	CERTIFICATE OF SERVICE by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao re <u>12</u> Summons Returned Executed, <u>13</u> Certificate of Service, <i>Declaration of Mailing</i> (Cooke, Christopher) (Filed on 10/22/2007) (Entered: 10/22/2007)
10/30/2007		Received Document Letter dated 10/23/07 by Molly Lau. (hdj, COURT STAFF) (Filed on 10/30/2007) (Entered: 11/01/2007)
11/05/2007	<u>15</u>	MOTION for Entry of Default against Wei-Man Raymond Tse, Jian Xiao and Victor So filed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. (Wu, Stephen) (Filed on 11/5/2007) Modified on 11/7/2007 (hdj, COURT STAFF). (Entered: 11/05/2007)
11/05/2007	<u>16</u>	Declaration of Stephen Wu in Support of <u>15</u> MOTION for Entry of Default filed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. (Related document(s) <u>15</u>) (Wu, Stephen) (Filed on 11/5/2007) (Entered: 11/05/2007)
11/05/2007	<u>17</u>	CERTIFICATE OF SERVICE by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao re <u>15</u> MOTION for Entry of Default, <u>16</u> Declaration in Support, (Wu, Stephen) (Filed on 11/5/2007) (Entered: 11/05/2007)

11/07/2007	<u>18</u>	Clerk's Notice ENTRY OF DEFAULT as to Wei-Man Raymond Tse, Jian Xiao and Victor So. (Related documents(s) <u>15</u>) (hdj, COURT STAFF) (Filed on 11/7/2007) (Entered: 11/07/2007)
11/07/2007	<u>19</u>	ORDER TO SHOW CAUSE re Received Document filed by Molly Lau. Signed by Judge Jeffrey S. White on November 7, 2007. (jswlc3, COURT STAFF) (Filed on 11/7/2007) (Entered: 11/07/2007)
11/28/2007	<u>20</u>	CERTIFICATE OF SERVICE by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao re <u>19</u> Order to Show Cause as to Why Stay Should Not Be Granted (Wu, Stephen) (Filed on 11/28/2007) (Entered: 11/28/2007)
11/29/2007	<u>21</u>	ORDER TO PLAINTIFFS' TO SHOW CAUSE RE COMPLIANCE WITH ORDER DATED NOVEMBER 7, 2007. Signed by Judge Jeffrey S. White on 11/29/07. (jjo, COURT STAFF) (Filed on 11/29/2007) (Entered: 11/29/2007)
11/29/2007		Set/Reset Deadline <u>21</u> : Order to Show Cause Response due by 12/6/2007. (sv, COURT STAFF) (Filed on 11/29/2007) (Entered: 11/30/2007)
12/04/2007	<u>22</u>	RESPONSE TO ORDER TO SHOW CAUSE <u>21</u> by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao <i>Re Compliance With Order Dated November 7, 2007</i> . (Wu, Stephen) (Filed on 12/4/2007) Modified on 12/5/2007 (sv, COURT STAFF). (Entered: 12/04/2007)
12/04/2007	<u>23</u>	Declaration of Stephen S. Wu in Support of <u>22</u> Response to Order to Show Cause <i>Re Compliance with Order Dated November 7, 2007</i> filed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. (Related document(s) <u>22</u>) (Wu, Stephen) (Filed on 12/4/2007) (Entered: 12/04/2007)
12/04/2007	<u>24</u>	Declaration of Christopher Cooke in Support of <u>22</u> Response to Order to Show Cause filed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. (Related document(s) <u>22</u>) (Cooke, Christopher) (Filed on 12/4/2007) (Entered: 12/04/2007)
12/04/2007	<u>25</u>	CERTIFICATE OF SERVICE by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao re <u>22</u> Response to Order to Show Cause, <u>21</u> Order <i>re Service of Court's Order dated 11/29/2007</i> (Cooke, Christopher) (Filed on 12/4/2007) (Entered: 12/04/2007)
12/04/2007	<u>26</u>	CERTIFICATE OF SERVICE by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao re <u>23</u> Declaration in Support, <u>24</u> Declaration in Support, <u>22</u> Response to Order to Show Cause <i>Re Compliance With Order Dated November 7, 2007</i> (Wu, Stephen) (Filed on 12/4/2007) (Entered: 12/04/2007)
12/07/2007	<u>27</u>	SUMMONS Returned Executed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. Bill Shu Wai Ma served on 12/2/2007, answer due 12/24/2007. (<i>Proof of Service by Process Server</i>) (Wu, Stephen) (Filed on 12/7/2007) (Entered: 12/07/2007)
12/07/2007	<u>28</u>	SUMMONS Returned Executed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. Christ Investment Service Inc. served on 12/2/2007, answer due 12/24/2007. (<i>Proof of Service by Process Server</i>) (Wu, Stephen) (Filed on 12/7/2007) (Entered: 12/07/2007)
12/07/2007	<u>29</u>	SUMMONS Returned Executed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. CIS Service, Inc. served on 12/2/2007, answer due 12/24/2007. (<i>Proof of Service by Process Server</i>) (Wu, Stephen) (Filed on 12/7/2007) (Entered: 12/07/2007)

12/10/2007	<u>30</u>	ORDER DISCHARGING <u>21</u> Order to Show Cause re Compliance with November 7, 2007 Order. Signed by Judge Jeffrey S. White on December 10, 2007. (jswlc3, COURT STAFF) (Filed on 12/10/2007) (Entered: 12/10/2007)
12/21/2007	<u>31</u>	RESPONSE TO ORDER TO SHOW CAUSE by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao <i>as to Why Stay Should Not be Granted</i> . (Wu, Stephen) (Filed on 12/21/2007) (Entered: 12/21/2007)
01/02/2008	<u>32</u>	ORDER STAYING Case as to Defendant Lau. Signed by Judge Jeffrey S. White on January 2, 2008. (jswlc3, COURT STAFF) (Filed on 1/2/2008) (Entered: 01/02/2008)
01/02/2008	<u>33</u>	CERTIFICATE OF SERVICE by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao re <u>32</u> Order <i>Staying Action as to Defendant Molly Lau</i> (Wu, Stephen) (Filed on 1/2/2008) (Entered: 01/02/2008)
01/07/2008	<u>34</u>	SUMMONS Returned Executed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. Run Ping Zhou served on 12/6/2007, answer due 12/26/2007. <i>Return of Service</i> (Wu, Stephen) (Filed on 1/7/2008) (Entered: 01/07/2008)
01/07/2008	<u>35</u>	SUMMONS Returned Executed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. South China Investments, Inc. served on 12/6/2007, answer due 12/26/2007. <i>Return of Service</i> (Wu, Stephen) (Filed on 1/7/2008) (Entered: 01/07/2008)
01/08/2008	<u>36</u>	CASE MANAGEMENT STATEMENT filed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. (Wu, Stephen) (Filed on 1/8/2008) (Entered: 01/08/2008)
01/09/2008	<u>37</u>	ORDER CONTINUING Case Management Conference. Signed by Judge Jeffrey S. White on January 9, 2008. (jswlc3, COURT STAFF) (Filed on 1/9/2008) (Entered: 01/09/2008)
01/09/2008		Set/Reset Hearings: Case Management Conference set for 4/11/2008 01:30 PM. (hdj, COURT STAFF) (Filed on 1/9/2008) (Entered: 01/11/2008)
01/10/2008	<u>38</u>	MOTION for Leave to Issue Subpoenas and Motion for Extension of Time to Serve Complaint (<i>Administrative Motion</i>) filed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. (Wu, Stephen) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/10/2008	<u>39</u>	Declaration of Stephen S. Wu in Support of <u>38</u> MOTION for Leave to Issue Subpoenas and Motion for Extension of Time to Serve Complaint (<i>Administrative Motion</i>) MOTION for Leave to Issue Subpoenas and Motion for Extension of Time to Serve Complaint (<i>Administrative Motion</i>) filed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. (Related document(s) <u>38</u>) (Wu, Stephen) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/10/2008	<u>40</u>	Proposed Order re <u>38</u> MOTION for Leave to Issue Subpoenas and Motion for Extension of Time to Serve Complaint (<i>Administrative Motion</i>) MOTION for Leave to Issue Subpoenas and Motion for Extension of Time to Serve Complaint (<i>Administrative Motion</i>) by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. (Wu, Stephen) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/10/2008	<u>41</u>	CERTIFICATE OF SERVICE by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao re <u>38</u> MOTION for Leave to Issue Subpoenas and Motion for Extension of Time to Serve Complaint (<i>Administrative Motion</i>) MOTION for Leave to Issue Subpoenas and Motion for Extension of Time to Serve Complaint (<i>Administrative Motion</i>), <u>37</u> Order, <u>40</u> Proposed Order, <u>39</u> Declaration in Support, (Wu, Stephen) (Filed on 1/10/2008) (Entered: 01/10/2008)

01/11/2008	<u>42</u>	CASE MANAGEMENT STATEMENT filed by Run Ping Zhou. (hdj, COURT STAFF) (Filed on 1/11/2008) (Entered: 01/15/2008)
01/23/2008	<u>43</u>	ORDER by Judge Jeffrey S. White granting in part and denying in part <u>38</u> Administrative Motion for Extension of Time to Serve and for Issuance of Subpoenas. (Attachments: # <u>1</u> Certificate of Service) (rbe, COURT STAFF) (Filed on 1/23/2008) (Entered: 01/23/2008)
01/25/2008	<u>44</u>	CERTIFICATE OF SERVICE by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao re <u>43</u> Order on Motion for Miscellaneous Relief (Wu, Stephen) (Filed on 1/25/2008) (Entered: 01/25/2008)
02/04/2008	<u>45</u>	SUMMONS Returned Executed by Yang-Chun Zhang, Carol Jian Deng, Hao Liang, Mei-Fang Lisa Zhang, Bay Area Affordable Housing, LLC, Xue-Huan Gao. Pacific Best Group Ltd. served on 9/27/2007, answer due 10/17/2007. (<i>Return of Service</i>) (Wu, Stephen) (Filed on 2/4/2008) (Entered: 02/04/2008)